

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

FREDERICK MUTUAL
INSURANCE CO.,

Plaintiff,

v.

KP CONSTRUCTION D/B/A MARK
KATONA ROOFING, TEPPER
PROPERTIES, INC., and
JOHN PERNA,

Defendants.

CIVIL ACTION

No. 15-0764

ORDER

AND NOW, this 20th day of May, 2015, upon consideration of Defendant, Tepper Properties, Inc.'s, Motion to Dismiss for Lack of Jurisdiction (Doc. No. 4), and Plaintiff, Frederick Mutual Insurance Co.'s, Response, it is hereby **ORDERED** that the Motion is **DENIED**.

BY THE COURT:

/s/ Robert F. Kelly
ROBERT F. KELLY
SENIOR JUDGE